Gt. II–27—104,006—4-11-49.

Health (1951) Department.

78 SERIES.

G.O. NO. 3447

Dated 5.10.51

[Despatch Abstract.]

Buildings - Govt. medical institutions, Rangoon - Gift of 'Lal Bagh' - Deed of gift - Execution and registration. Papers recorded

34084/'61

48/4/10

Health (H2) Dept

--

Read: Memo.No. 5697 H/49-26 dated 27-6-50.

--

Sub: Buildings - Govt. Medical Institutions, Mangalore - Gift of 'Lal Bagh' - Deed of gift - Execution and registration

--

MEMO: No. 34034 H/50-1 Dy 4-10-50

The S.G. is requested to state when the report called for in para 2 of the Govt. memo cited may be expected.

dsd 5/10

To the S.G.,

512 3.10.50.

4-10-50

mm 3/10/50

Ref.C.No.B -16851/50

South Kanara Collector's Office,
Mangalore, Dated 5-10-50

From

Janab Syed Ahmed, B.Sc.,(Hons.),
Collector of South Kanara.

34803

To

The Secretary to Government,
Health Department, Fort St. George,
Madras 9

ASSISTANT SECRETARY
9 OCT 1950
HEALTH DEPARTMENT

Sir,

BUILDINGS - Government Malarial Institutions - Mangalore
Gift of Lal Bagh - Deed of gift - exeuction and registration

Ref: Government Memo No.5697 H/49-2 Health d/27-6-50.

The District Medical Officer, South Kanara, informs me that the donor Sri. C.S.Krishnaswami Naidu had written to him that he had addressed the Joint Secretary, Education and Public Health Department on 29-9-49 and also the Collector of South Kanara on 5-4-50 that he had withdrawn the offer. He further adds that Sri. P.R.R.Punja the mediator of the property had intimated him that he and Sri. G.Somasekhar Rao, Counsel of the donor would both ~~framed to continue~~ in the first week of October 1950 to pursuade the donar again to revise the offers and that the result of the interview would be communicated immediately after the ~~instructions~~. A copy of the report submitted by the Dt. Medical Officer, South Kanara to the Surgeon General, with the Dt. Medical Officer's covering letter to me is enclosed. I shall report to Government after hearing further from the Dt. Medical Officer, Mangalore.

Yours faithfully,

For Collector.

Rs/6-10

Copy of Roc. No.3811 HC/50 dated 28-9-50 of Dt. Medical Officer South Kanara, Mangalore to the Collector of South Kanara.

Sub: Buildings - Government Medical Institution - Mangalore Gift of Lal Bagh --Deed of Gift executor and registration of Your letter Ref.C.No.34-16851/50 dated 19-9-50.

I am herewith appending a copy of my letter Roc. No.3811 H6/50 dated 25-9-50* addressed to the Surgeon General with the Government of Madras for your information

/True Copy/

Copy of letter

Sub: Buildings - Government Medical Institutions - Mangalore Gift of Lal Bagh - Deed of Gift - Executor and Registration Your Memo Ref. No.14138/A2/50 dated 30-6-50.

On receipt of your above quoted Memo I addressed the Donors to intimate to this office the probable date for the execution of the Deed of Gift and the handing over of the property as desired by the Government Pleader. Two letters from this office were left unanswered by them. To the third letter from this office the Donor Sri. C.S.Krishnaswami Naidu replied to say that he had already addressed the Joint Secretary, Education and Public Health Department on 29-9-49 and the Collector of South Kanara on 5-4-50(Copies enclosed) informing the withdrawal of the offer.

I then apprised Sri. P.R. Ranganatha Punja the mediator of the Gift of the property who informed me that he and Sri. Somashekar Rao, Counsel of the Donor would both proceede to Calicut in the first week of October to persuade the donor to revive the offer. The result of the interview will therefore be communicated after hearing from Sri. P.R.Ranganath Punja. The documents are now with the Government Pleader, Mangal

/True Copy/

Gift of property from his Office was left unanswered R/101 pf

Health (H2)

please see pp 3-5 ante. The further report from the Collector of South Kanara may be awaited till 9.11.50.

9.10.50

10-10-50

HM (Agr) wants to know the position the other day.

13/10/50.

HM(H) 13/10/50

HM(Agr) 13/10

SECRETARY HEALTH DEPARTMENT

Medical Department.

From

Dr. J.C. David, L.R.B.S., Ph. D. (Edin.)
Surgeon-General with the Govt. of Madras.

To

The Secretary to Government, Health Department.

Ref.No.203-A2. Dated 30-10-50.

Sir,

Sub: Buildings - Govt. Medical Institutions in Mangalore Gift of Lal Bagh - Execution of deed gift and registration.

Ref: Govt. Memo.No.34031-Health D/1 dated 4-10-50.

...

I enclose herewith a*copy of the letter No.3311-HC-50, dated 25-9-50 from the District Medical Officer, South Kanara on the subject referred to for the information of Government. A report will be submitted to Government as soon as the particulars are received from the District Medical Officer.

38031

Yours faithfully,

for Surgeon-General with the Govt. of Madras.

ASSISTANT SECRETARY 1 NOV 1950 HEALTH DEPARTMENT

30-10.

*Copy of letter.

Ref: Your memo.Ref.No.14138-A2/50, dated 30-6-50.

...

On receipt of your above quoted Memo. I addressed the Donors to intimate to this office the probable date for the execution of the Deed of Gift and the handing over of the property as desired by the Government Pleader. Two letters from this office were left unanswered by them. To the third letter from this office the Donor Sri C.S.Krishnaswami Naidu replied to say that he had already addressed the Joint Secretary Education and Public Health department on 20-9-49 and the Collector of South-Kanara-on-5-9-50 (copies enclosed) informing the withdrawal of the offer.

I the apprised Sri P.R.Ranganatha Punja, the mediater of the Gift of the Property who informed me that he and Sri Someshekar Rao, Counsel of the Donor would both proceed to Calicut in the first week of October to persuade the donor to revive the offer. The result of the interview will therefore be communicated after hearing from Sri P.R.Ranganath Punja. The documents are now with the Government Pleader, Mangalore.

...

Copy of letter dated 16-9-50 from Sri C.S.Krishnaswamy Naidu to the District Medical Officer, Mangalore S.K.

...

Ref: Your letter No.Roc.No.3311-HC/50 dated --9-50.

...

With reference to your letter cited above, I enclose herewith two copies of letters dated 20-9-50 and 5-1-50 sent to the Joint Secretary, Education and Public Health Department, Govt. of Madras and the Collector of South Kanara, Mangalore which is self explanatory.

...

Copy of letter from Sri C.S.Krishnaswamy Naidu, Propritor, Malabar Fisheries Co. Chaliyam, dated 20-9-50 to the Joint Secretary, L.&.P.H. Department, Govt. of Madras, by Regd. Post Ack. Due.

...

I am very sorry that I have not been favoured with neither your acknowledgement nor a reply to my letter of the 20th July 1949 and it is now over a year since I had offered the Gift of Lalbagh Mangalore, for the location of hospital and nothing has been materialised as yet.

I cannot wait any further and I here by withdraw my above offer and request you to please instruct the authorities concerned to return me the documents of the above proposal immediately and oblige.

Thanking you. P.T.O

Copy of the letter from Sri C.K.Babu Naidu, s/o Sri.C.K. Krishnaswamy Naidu, Malabar Fisheries Co. Chaliyam, Feroke, S. Malabar dated 5-4-50 to the Collector of South Kanara, Mangalore..

Ref: Your letter No.M4-3673-50 dated 28-3-50.

...

While thanking you for the above letter with sketch I regret to inform you that ever since my father was discharged from Madanapallee T.B. Sanatorium as T.B. Patient he is not keeping good health and he is unable to give any attention on any matters unless he is completely recovered which please note.

I wonder why Government still taking action on the above matter when my father had definitely withdrawn the offer of gift by his letter dated 20th September 1949 to the Government of Madras and copied to you.

....

/True copy/

for Surgeon-General with the Govt. of Madras.

Health (Hr)

please see pp 7-8 ante. The collector of South Kanara has already informed Govt. as at 'A' on p. 7 ante - vide pp 3-5 ante. This case may lie over till 15-11-50 & the collector addressed again whether the donor has agreed to the offer after the persuasion of the counsel of the donor and the other gentleman (refd. to at 'A' on p. 7 ante).

SR
2.11.50

M
3-11-50

MM
8/11/50

Ref.C.No.B4-16851/50

South Kanara Collector's Office,
Mangalore, Dated 3-11-50.

From

38910

Janab Syed Ahmed, B.Sc.,(Hons.),
Collector of South Kanara.

To

The Secretary to Government Health Department,
Fort St. George, Madras 9

ASSISTANT SECRETARY
6 NOV 1950
HEALTH DEPARTMENT

Sir,

BUILDING - Government Medical Institutions Mangalore - Gift of Lal Bagh Deed of Gift - Execution and Registration

Ref: 1. Government Memorandum No.5697 H/49-26 Health d/27-6-50
2. This Office Ref.C.No.B4-16851/50 dated 5-10-50

In continuation of this office reference cited, I enclose a copy of the letter received from the District Medical Officer, South Kanara. In the circumstances reported by him, I submit that the matter of cancelling the gifts may be kept in abeyance till the result of the interview of Sri. Purja with the donor is known.

Yours faithfully,

For Collector.

Copy to the District Medical Officer, South Kanara.
ks/4-11

Copy of Roc. No.3811-HC/50 dated 31-10-50 of the Dt. Medical Officer, South Kanara, Mangalore.

BUILDINGS - Government Medical Institutions - Mangalore - Lal Bagh Deed of Gift - Execution and Registration of reply sent.

Your letter Ref.C.No.B4-16851/50 dated 16-10-50

On reference made to Sri. P.R.Ranganath Punja, Mangalore he writes to say that he is arranging to contact Sri. C.S.Krishnaswamy Naidu personally at an early date. In the meantime he has asked me to request you to postpone Government treating the Gift as cancelled till he meets Mr. Naidu in person

/True Copy/

ks/4-11

MEDICAL DEPARTMENT.

**

From

Dr.J.C.David M.B.B.S., Ph., D., (Edin.),
Surgeon-General with the Government of Madras.

The Secretary to Government, Health Department,
Madras.

41780

Ref: P.208/A2/ dated 22-11-1950.

Sub:-Buildings--Government Medical Institutions Bangalore--Gift of "Lal Bagh"--Execution of deed and Registration.

--

Ref:-This office interim reply Ref:P.208 A2 dated 30-10-1950.

--

The further report from the District Medical Officer South Kanara is awaited. A final reply will be

p.t.o.

be sent to Government on receipt of information from him .

Yours Faithfully,

23.11.50

For Surgeon-General with the Government of Madras.

chr/23-11.

Health

L.O.17.12.50.

5/2 25.11.50 mm 25/11/50

h 27-11-50

Health (H2) Dept.

From the Collector of South Kanara, Mangalore, Ef. C.No.B4-16851/50 dated 3-11-50.

S.G., Ref.P.208-A2/ dated 22-11-50.

Sub: Buildings - Government Medical Institutions, Mangalore - Gift of 'Lal Bagh' - Execution of deed and registration.

Memo:

The Collector of South Kanara is requested to state whether Sri P.R. Ranganatha Punja, Mangalore has/contacted Sri C.S. Krishnaswamy Naidu personally since and whether the donor has agreed to execute the deed of gift.

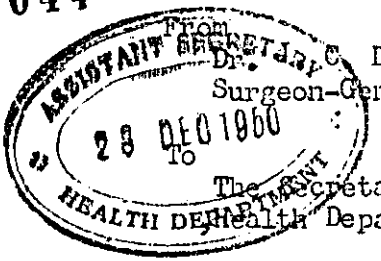
To the Collector of South Kanara, Mangalore.
Copy to the S.G.,

512
19.12.50.
19/12/50

Need notice sent. Sri Punja is now here & I am arranging for him & the S-G. (or D.S-G) to visit the "donor" who is near Kudremukh.

MEDICAL DEPARTMENT

46044



From
Dr. C. David, MBBS, Ph.D (Edin)
Surgeon-General with the Government of Madras, Madras. 6.

To
The Secretary to Government,
Health Department, Madras.

Ref.No.P.208 A.2 dated 21-12-50

Sir,

Sub:- BUILDINGS--Government Medical Institutions-Mangalore -Gift of "Lal Bagh"-Execution of deed and Registration

Ref:- My letter No.P.208 A.2 dated 22-11-50 — p. 13 ante

-v-

I enclose for the information of Government a copy of letter Roc.No.5291-Hc/50 dated 12-12-1950 received from the District Medical Officer, South Kanara. A final reply will be sent to Government on receipt of further information from him.

Health (Hrs)

L.O. 15-1-51. [Seep orders p.15 ante may also be erased.]

msk.19-12

28-12-50

Yours faithfully,

19.12.50

For Surgeon-General with the Government of Madras.

p.t.o

Copy of letter No.Roc.5291-HC/50 dated 12-12-50

. Rao Saheb P.R.Ranganatha Punja BA., BL the Mediator of the gift of the Property, Lal Bagh, informs me that the donor, Sir C.S.Krishnaswamy Naidu who is now in Madras is expected to be in Mangalore within a short time when Mr. Punja will negotiate personally for the execution and Registration of the Deed of Gift to Government. I shall intimate the result of the negotiations after I hear from Mr.P.R.R.Punja.

-V-

True copy

For Surgeon-General
with the Governmentof Madras.

Health (H2) Dept.

D.O. No. 34034 H/50-2 Dt 17-1-51

Dear David,

Ref: Your letter No.P.208-A.2 dated 21-12-50

Sub: Buildings - Govt.Medl.Institutions - Mangalore - Gift of 'Lal Bagh' - Execution and registration of the deed of gift.

--

I am to invite your attention to your letter cited on the above subject and to enquire when your final reply may be expected.

Yours sincerely,

To
Dr.J.C. David, M.B.B.S., Ph.D.(Edin),
S.G., Madras-6

D.O.Ref.No. 208-A2/51.

23 JAN 1951
HEALTH DEPARTMENT

Office of the Surgeon-General
with the Government of Madras,

Madras 6, dated the 19th January 1951

My dear Mani,

Subject: Government medical institutions - Mangalore - Gift of "Lal Bagh" - Execution and registration of deed of gift.

Reference: Your D.O.No.34034-H/50-2, dated 27.1.1951.

ASSISTANT SECRETARY
23 JAN 1951
3234
HEALTH DEPARTMENT

I enclose herewith a copy of letter Roc.No.12 -RC/51 dated 13.1.1951 from the District Medical Officer, South Kanara, addressed to Sri Rao Saheb P.R.Raganatha Punja, B.A.,B.L., Advocate, Mangalore, on the above subject for your information. The District Medical Officer is again being asked to report on the progress made in the matter and a further communication will be sent to the Government immediately on receipt of his report.

Sri Punja was to have contacted me and taken me to the residence of the donor who was said to be living at Guduvancheri (Chingleput district). But he did not contact me; obviously he was not able to meet the donor.

Yours sincerely,

Sri T.M.S. Mani, I.C.S.,
Secretary to Government,
Health Department,
Madras 9.

Health (H2)

P.T.O.

Further communication from the S.G. may be awaited till 22.2.51.

SR 23-1-51 MM 23/1/51 24-1-51

Copy of letter Roc.125/HC/51 dated 13.1.1951
from the District Medical Officer, South Kanara,
Mangalore, to Sri Rao Sahib P.R.Raganatha Punja, BA.BL.
Advocate, Kodialbail, Mangalore.

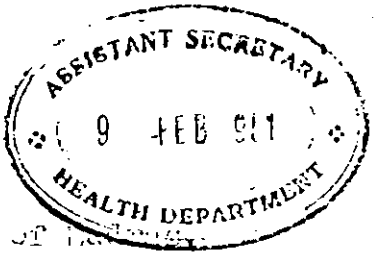
I request you kindly to let me know whether there is any prospect of the Donor Sri C.S.Krishnaswamy Naidu, coming down to Mangalore to execute the Deed of Gift and hand over the Lal Bagh Property to Government.

A very early reply is requested as I have been receiving reminders from the Surgeon-General with the Government of Madras and the Collector of South Kanara, Mangalore, in the matter.

True c

Surgeon-General with the
Govt of Madras.

MEDICAL DEPARTMENT.



From

Dr.J.C.David M.B.B.S., M., D., (Edin.),
Surgeon-General with the Government of Madras.

To

The Secretary to Government Health Department, Madras.

6053

Ref:208 A2 dated 8-2-1951.

Sir,

Sub:-Buildings---Government Medical Institutions--Bangalore--Gift of'Lal Bagh'--Execution and registration of the deed and gift.

Ref:-My D.O.Ref: 208 A2 dated 10-1-1951.

Pl paste

I forward herewith for the information of the Government a Copy of letter Roc.No. 206 HC/51 dated 30-1-1951 received from the District Medical Officer South Kanara on the above subject.

Yours faithfully,

For Surgeon-General with the Government of Madras.

Health (Hrs)

L.O. 10-3-51 shr/8-2.

512 10.2.51 मराठी Copy of letter from the District Medical Officer South Kanara Roc. No. 406-HC/51 dated 30-1-1951.

mm 10.2.51

I recently met Mr.P.R.Ranganatha Punja, Advocate,

Advocate, the mediator of the Lal Bagh Property who informed me that he had been to Madras to contact Sri C.S. Krishnaswami Naidu in connection with the execution and registration of the deed of Gift of the Lal Bagh Property and that he was not able to contact him. He has therefore requested Sri G. Ramachandra Rao, the Legal Advisor of Sri C.S.Krishnaswami Naidu to write a detailed letter to Mr. Naidu explaining the whole position. I understand that the letter has been sent to Mr. Naidu and his reply is awaited. Further communication will be sent on receipt of information from Sri P.R. Rangaswamy Punja.

/True copy/

8.257

For Surgeon-General with the Government of Madras.

chr/8-2.

Medical Department.

From

Dr.J.C. David,MBBS.,P h.D.,(Edin).,
Surgeon-General with the Government of Madras,Madras.6.

To

The Secretary to Government,Health Department,Madras.

10717

Ref. 208-A.2 dated 10-3-1951.

Sir,

Buildings - Mangalore gift of "Lal Bagh" for use as medical institution - Execution and registration of the deed.

Ref: This office Ref.208.A.2 dated 8 2-1951.

In continuation of this office letter cited I have to state that no further report in the matter has so far been received. A reply will be sent to Government on receipt of the report.

Health (Hy

L.O. 12.4.51

ASSISTANT SECRETARY 11MAR1951 HEALTH DEPARTMENT

Yours faithfully,

10-2-57

For Surgeon-General with the Govt. of Madras.

s.n.C.3.

12/3/51 12351 28/2/57

Health (H2) Dept.

--

D.O.34034 H/50-2 dt 6.4.51

My Dear David,

P 25 cf

Ref: Your letter Ref.208-A2 dated 10-3-51.

Sub: Buildings - Mangalore - Gift of 'Lal Bagh' for use as medical institution - Execution and registration of the deed.

--

I am to request you to ~~say as to~~ when your final report on the ~~above subject~~ matter may be expected.

Yours sincerely,

SR 5-4-51

VR 6/4/51

To

Dr.J.C. David, M.B.B.S., Ph.D., (Edin.)

S.G., Madras-6.

Despd. 6.4.51

Dy.Sec.

SECRETARY

APL 1[illegible]

HEALTH DEPARTMENT

Office of the Surgeon-General with the Govt.of Madras, Madras, dated 10-4-51.

Dear Sir,

Ref: Our D.O.No.[illegible]/[illegible] dated [illegible] regarding Public Health - Malaria - Effect of "Lal Dawai" for use as Antimalarial Prophylactic - Prohibition and Registration of the same.

16460

I am to say that a further report is still awaited from the District Medical Officer, [illegible] Nellore. As soon as the report is received a further communication will be sent to the Government in receipt of this reply.

ASSISTANT SECRETARY

18 APL 1951

HEALTH DEPARTMENT

Yours sincerely,

Dr. [illegible] Rao, I.C.S.,
Secretary to Government, Health Department,
Fort St. George, Madras.

Health (Hr)

S.I.II.4.

The Sub's final report may be awaited till 13.5.51.

SR 13.4.51 MM 13/4/51 VR 16/4/51

D.O.Ref.No.P.208.A.2 Office of the Director of Medical Services, Madras, dated 3-5-1951.

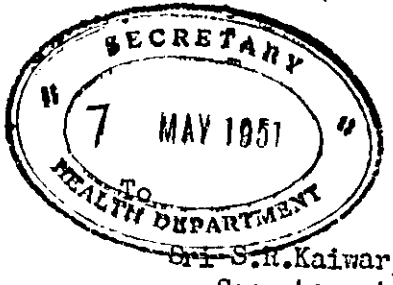
My Dear Kaiwar,

P.29 ante

Ref: Dr.David's D.O.No.P.208.A.2 dated 10-4-1951 regarding Buildings - Mangalore - Gift of "Lal Bagh".

In continuation of the D.O cited, I enclose for for your information a copy of D.O.No.Roc.1828.HC/51 dated 18-4-1951 from the District Medical Officer, South Kanara. Proposals for increasing the bed strength of the Government Head quarters Hospital, Mangalore from 116 to 180 are under my consideration and I will address the Government separately in the matter.

M-32-32 in file



Yours sincerely,

Sri S.R.Kaiwar, I.C.S.,
Secretary to Government, Health Department, Madras.

Health (Hy)

s.n.4.5. The S.G's final reply in respect of the execution of the deed re: 'Lal Bagh' by Sri Krishnaswami Naidu & his proposals re: the increase of the bed strength of the [illegible] may be awaited till 8-6-51

Copy of D.O. Roc.No.1828-HC/51 dated 18-4-1951 from the District Medical Officer, South Kanara to the Surgeon-General:---

Sub: Medical Institutions - Lal Bagh property - Registration and Execution of Deed of Gift - Letter dated 16-4-1951 of Sri P.R. Ranganatha Puja - Mediater of the property copy enclosed.

On receipt of your D.O cited above I apprised Sri P.R.Ranga natha Punja the mediator of the Lal Bagh Property with regard to the Registration and execution of the Deed of Gift and I enclose a copy of his letter dated 16-4-1951 for your perusal which is self explanatory. As Mr. Punja has not given a final definite reply and wishes to keep the matter pending for sometime more, I request that the scheme of raising the bed strength of the Government Head quarters Hospital, Mangalore may be taken up and provision for adequate staff made, as I find that the present staff is not able to cope with the work due to the increased number of the daily average of in-patients far beyond the sanctioned strength.

Copy of D.O. letter dated 16th April, 1951 from Rao Saheb P.R.Ranganatha Punja "Rama Bhavan" Codialbail, Mangalore to Dr.Nambiar:---

I thank you for your letter of the 14th instant regarding gift of Lal Bagh property by Mr. Krishnaswamy Naidu to Government as I have been telling you, if the Government is keen on closing the matter nobody can prevent it. The donor has only on one occasion said to Government after he made his son help me and even paid the cost of obtaining registration copy of the sale deed under which he purchased the property, and hand it over to the then Surgeon-General, Lieut.Col. Bhatia, in the course of one day when he was here, that because the Government delayed confirming his gift and wrote in September complaining that a letter of his of July was not even acknowledged, he is withdrawing his gift. I have told you that Mr. Naidu has never met me nor written to me that he has withdrawn the gift.

R/93 of 101 of

When he made the offer through me he was telling me that once he made a promise he will never withdraw and that ishis nature. I tried to meet him last December and have it out with him by going to his Kairambedu estate, Guduvanchery, which is 36 miles away from Madras. Unfortunately I never met him but he has not written to me refusing to confirm his gift. So,I expect him yet to be considering over his action in writing to Government withdrawing his offer. Otherwise,I cannot understand why he has not chosen to write to me saying that he has withdrawn the offer. That would be a straight way of his doing things.

Ihave been trying to take advantagg of this position and made Mr.Somashekara Rao ~~xxxx~~ write to him. He is his legal adviser aand I have sent you a copy of his letter. No reply has been received by Mr. Rao.

I have not been idle. I was in Madras early this month and met Dr.Vasudeva Rao,Deputy Surgeon-General, in his house and suggested to him that we both should run to Guduvanchery aforesaid. He said he would try his hand and find out if anything can be done in this matter after a week, but I had to come away. I have not heard from Dr. Vasudeva Rao yet. If, however,Dr.Vasudeva Rao also says that he has tried and failed or does not propose to do anything in the matter and the Government cannot wait until Mr. Somashekara Rao and myself meet Mr. Naidu in Mangalore when he comes here after some time the Government may close ~~in~~ the matter.

True copy

s.n.4.5. Director of Medical Services, Madras.

D.Dis.16851/50.

Collector's Office, S.Kanara,
Mangalore, Dated 15- 5- 1951.

34

From

Sri. A.R.Rajaratnam, B.A.,
Collector of South Kanara, Mangalore.

To

The Secretary to the Government,
Health Department,
Fort St. George, Madras - 9.

ASSISTANT SECRETARY
21 MAY 1951
HEALTH DEPARTMENT

Sir,

BUILDINGS: Government Medical Institutions -Mangalore - Gift of "Lal Bagh" -Deed of gift - Execution and Registration - Progress made - Report.

Ref: Government Memo 5697-4/49-26 Health dated 27-6-50.

After the receipt of the Government Memo, I contacted the District Medical Officer, South Kanara several times to know the progress made in the matter of execution and registration of the Deed of Gift by the donor.

I enclose a copy of the latest reply received by me from the District Medical Officer, South Kanara, together with a copy of letter dated 16- 4- 1951 from Sri. P.R.R.Punja. Mr. Krishnaswami Naidu who offered to gift away the "Lal Bagh" is since keeping silent over the affair. No amount of persuasion even by his legal adviser Sri. G.Somashekara Rao has been successful to secure something further in writing from him. Mr. Naidu is now reported to be in his estate which is some 36 miles away from Madras. I submit that it is desirable that the present

Kannan Lodge estate at Gudiyancheri near Chingleput

Director of Medical Services Dr. Vasudeva Rao himself meets the-gentleman in person as nothing useful is likely to happen except by personal cortact with the gentleman.

17/53

Collector, S.Kanara.

Copy of letter No.Roc.1828/HC/51 dated 7- 5- 51from the District Medical Officer, S.Kanara to the Collector of South Kanara.

Sir,

Sub: Medical Institutions - Lal Bagh Property - Registration and execution of Deed of Gift - Reply sent.

Ref: Your letter Ref.C.No. B.4-16851/50 dated 30- 4- 51.

I am herewi h appending a copy of the letter of Sri. P.R. Ranganatha Punja, B.A., B.L., dated 16- 4- 1951 for your information which is self-explanatory. No further negotiations have developed since that date.

Yours fai'hfully,

Sd. Dr. A.G.Nambiar,

Dt. Medical Officer, S.K.

Same as pgs 32-33 ank

Copy of letter dated 16- 4- 1951 from Sri.P.R.Ranganatha Punja.

My dear Dr. Nambiar,

I thank you for your letter of the 14th inst. regarding gift of Lal Bagh property by Mr. Krishnaswamy Naidu to Government. As I have been telling you, if the Government is keen on closing the matter nobody can prevent it. The donor has only on one occasion said to Government after he made his son help me and even paid the cost of obtaining registration copy of the sale deed under which he purchased the property, and had it over to the then

Surgeon General Lt. Bhatia, in the course of one day when he was here that because the Government delayed confirming his gift and wrote in September complaining that a letter of his of July has not been acknowledged, he is withdrawing his gift. I have told you that Mr. Naidu has never met me nor written to me that he has withdrawn the gift. When he made the offer through me he was telling me that once he makes a promise he will never withdraw and that is his nature. I tried to meet him last December and have it out with him by going to his Fairambedu Estate Guduvanchary, which is 36 miles away from Madras. Unfortunately I never met him, but he has not written to me refusing to confirm his gift. So, I expect him yet to be considering over his action in writing to Government withdrawing his offer. Otherwise, I cannot understand why he has not chosen to write to me saying that he has withdrawn the offer. That would be a straight way of his doing things.

I have been trying to take advantage of this position and made Mr. SomashekeraRao write to him. He is his legal Adviser and I have sent you a copy of his letter. No reply has been received by Mr. Rao.

I have not been idle. I was in Madras early this month and met Dr. Vasudeva Rao, Dy. Surgeon-General, in his house and suggested to him that we both should run to Guduvanchery aforesaid. He said he would try his hand and find out if anything can be done in this matter after a week, but I had to come away. I have not heard from Dr. Vasudeva Rao yet. If however, Dr. Vasudeva Rao also says that he has tried and failed or does not propose to do anything in the matter and the Government cannot wait until Mr. Somashekara Rao and myself meet Mr. Naidu in Mangalore when he comes here aftersometime the Government may close the matter.

Yours sincerely,
Sd.P.R.R.PUNJA.

(True copy)

(By order)

Sd/- A.R. Rajamanyam.

Collector, S.Kanara.

Health (H2) Dep

R/127-128 PF

14/129 PF

Read: Govt.Memo No.5697 H/49-20 P.H. dated 9-2-50.

From the Govt. Solicitor, Madras, No.718 dated 16-2-50.

Sub: Buildings - Govt.Medical Institutions at Mangalore - "Gift of "Lal Bagh" - Acceptance - Execution and registration of the deed of gift.

Memo: No. 34034 H/50- dt 29.5.51

The State Counsel, Madras, is requested to state whether the ~~title~~ deeds relating to "Lal Bagh", Mangalore ~~on the above subject~~ sent to ~~the Co him (then~~ Govt. Solicitor, Madras) with the Govt. memo cited, are still with him or have been ~~sent~~ returned to the donor Sri C.S. Krishnaswami Nayudu, Malabar Fisheries Co., Chalayam (via) Feroke.

An early reply is requested.

To the State Counsel, Madras.

28.5.51

29/5/51

S.F. 32 (7)—938,256—3-11-49.

Department

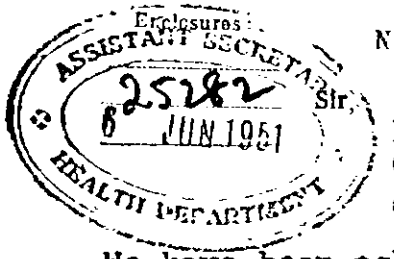
From (Name) JOHN & ROW,
Designation STATE COUNSEL FOR THE GOVERNMENT OF MADRAS,
Station 337, THAMBU CHETTY ST. G. T. MADRAS.

Received Registered

To

H.M.Small Esq.,
C/o M/s King & Partridge,
Madras.

Enclosures



No. ADS/V9245/8 dated June 4th 1951.

Buildings-Govt.Medical Institutions at Mangalore. Gift of 'Lal Bagh' - acceptance-execution and registration of the deed of gift.

We have been asked by the Secretary to Government, Health Department, to intimate to him whether the 19 deeds relating to 'Lal Bagh' Mangalore which was sent to you are still with you or whether they have been returned to the donor Sri T.S.Krishnaswami Naidu. Kindly let us know whether the documents have been returned to Sri Naidu.

Heads (Hy

The reply to this O.M. on p. 38 ante may be awaited till 1.7.51

Yours faithfully,

7.6.51 8/6/51

State Counsel.

Copy to Secy. Health Dept. Govt. of Madras with ref; to his memo No.34034 H/50, Health, of 29-5-51.

D.O.Ref.P.208.A.2. Office of the Director of Medical Sefvices, Madras, 6, dated 7-6-1951.

My Dear Kaiwar,

P 30 a.-H

SECRETARY 11 JUN 1951 HEALTH DEPARTMENT

Ref: My D.O.Ref.No.P.208.A.2 dated 3-5-1951 regarding Buildings - Mangalore - Gift of "Lal Bagh"

In continuation of the D.O. cited, I am to state that no further report on the above subject has been received from the District Medical Officer, South Kanara . I am reminding him to submit a further report as expeditiously as possible.

25975

Yours sincerely,

To

Sri S.R. Kaiwar, I.C.S.,
Secretary to Government,
Health Department, Madras.

ASSISTANT SECRETARY 11 JUN 1951 HEALTH DEPARTMENT

s.n.8.6.

Health (H)

please see p. 42 ante. It is proposed to take action as ordered by secretary on p. 3 N.F. The reply from the State Counsel to the O.M. on p. 38 ante may be awaited by 1.7.51

SR
12.6.51

VR
13-6-51

C.F. 32 (a)—903,253—3-11-50.

..... Department	Received ..... Registered .....
From (Name)	To
Designation	The Secretary to Govt.,
Station	Health Dept.,
	Govt. of Madras,
	M a d r a s.

Enclosures:

No. MVG/EK. 9908/51 dated 21st June 1951.

Sir,

Sub:-Buildings - Government Medical Institutions at Mangalore - Gift of "Lal Bagh" - Acceptance - Execution and registration of the deed of gift.

30950 Ref:- Your letter No.34034 H/50-Health dated 29th May 1951.

We are in receipt of your letter cited above. On its receipt we had corresponded with the Ex-Government Solicitor and have received the 19 documents set out in the list herewith enclosed from him. The documents are now with us.

Yours faithfully,

John Rao

State Counsel.

ASSISTANT SECRETARY 22 JUN 1951 HEALTH DEPARTMENT

Enc: List

RE: LAL BAGH:

1. Deed of Indemnity by Dr.L.P.Fernandes dated 21st February 194
2. Mortgage Deed by J.J.Fernandes dated 8th December 1922.
   (a) Security Mortgage by J.J.Fernandes dated/~~18th December 1922~~ 19th March 1914.
3. Copy of Deed of Settlement by M.M.Coelho dated 27th October 1898.
4. Copy of Will by M.M.Fernandes dated 20th March 1900.
5. Copy Document No.3165 of 1943.
6. Encumbrance Certificate, No. 193/43
7. Deed of further charge by Dr. Lawrence Patrick Fernandes dated 19th July 1941.
8. Release Deed by The Catholic Bank Limited dated 6th July 1943.
9. Letter dated 12th July 1943 from P.D'Souza and L.C.Prais.
10. Plan.
11. Copy order dated 1st March 1915 in O.P.No.13/15.
12. Registration copy of document No.3165/1943.
13. Certified copy of Probate of Will and Testament dated 1st March 1940 (8 sheets).
14. Judgment in O.S.3/40 of the District Judge of South Kanara dated 22nd August 1941.
15. Registration copy of Partition Deed dated 18th December 1923 with English translation.
16. Registration copy of Mortgage Deed of 18th December 1923 with English translation.
17. Registration copy of Release Deed dated 25th July 1934.
18. Registration copy of Sale Deed dated 16th July 1943.
19. Encumbrance Certificate No.19/49 dated 29th January 1949.

Health (H2) Dept

D.O.Ref.No. 34034 H1/50-4 ~~Health~~, dated 11/15 July 1952.

(Dear Sri Krishnaswami Naidu,).

Ref:-Govt. Memo.No.5697 H/49-26, Health Dept., dated 27-6-'50.

Sub:-Buildings - Govt. Medl. Institutions, Mangalore - Gift of 'Lal Bagh' - Deed of gift - Execution and registration.

You may recollect calling on ~~one~~ me with Sri P.R.R. Punja in Mangalore, when I was Collector of South Kanara, in connection with the gift of 'Lal Bagh'. I am sorry that it should have taken so long to finalise the proposal. The Govt. had some ~~large~~ schemes of improvements in view and they had to make sure of the title before spending money on it. In the process it is regretted that irritation should have been caused to you.

2. In ~~letter No.5697 B2-42-1G, P.H., dated 4-11-'49 and~~ the Govt. Memo. referred to above, the deed of gift drafted by the Govt. Solicitor, Madras, in respect of the property 'Lal Bagh' was forwarded to the D.M.S., (then S.G. with the Govt. of Madras). He was requested to send it to the D.M.O., South Kanara and arrange in consultation with the Govt. Pleader, Mangalore, for the early execution and registration of the deed by you and for the formal handing over of the property to Govt.

P 161 CF ibid

3. The D.M.O. South Kanara, reports that he addressed you in regard to the execution of the deed of gift and the handing over of the property and that you had replied to say that you had already informed the Govt. in your letter ~~29-9-49~~ of the 29th September 1949 to the then Joint Secy., Edn. & P.H., Department and the Collector of South Kanara on ~~5-4-50~~ the 5th April 1950 that you had withdrawn the offer to hand over 'Lal Bagh' to Govt.

M 3-5 CF

R/101 CF

F 115 & 8 CF

4. I notice that in your letter dated 29th Septr., 1949 you stated that, as it was over a year since you offered the 'Lal Bagh', Mangalore and you could not wait any further, you were withdrawing the offer. Some further correspondence followed, which it is not necessary for me to go into now.

R/101 CF

5. The Govt. cannot compel you to make the gift if you do not wish to. If you say so, I shall have the title deeds

returned to you. But if you are so good as to reconsider the matter, could you be so good as to complete the formalities such as the execution and registration of the deed of gift?

(Yours sincerely,)

SNK
11.7.51

To
Sri C.S. Krishnaswami Naidu,
Malabar Fisheries Company, Chaliyam
(via Feroke).

ISc

Health (H2) Department.

D.O.Ref.No.34034 H/50-5 ~~Health~~, dated 11th July 1951.

5/12.7

(Dear Sri Rangnatha Punja,)

Sub:-Buildings - Govt.. Medl. Institutions, Mangalore - Gift of 'Lal Bagh' - Deed of gift Execution and registration.

I am desired to enclose herewith a copy of my D.O. to Sri C.S. Krishnaswami Naidu, on the above subject.

(Yours sincerely,)

SRK
11.7.51

To
Sri P.R. Ranganatha Punja,
B.A., B.L., Advocate
and Vice-President,
Health and Welfare
Assn., Mangalore
Branch, Mangalore
(with encl.)

Health (H2) Dept.

D.O.Ref.No. 34034 " ~~Health~~, dated 11th July 1951.

(My dear Vasudeva Rao,)

Sub:-Buildings - Govt. Medl. Institutions, Mangalore - Gift of 'Lal Bagh' - Deed of gift - Execution and registration - ~~Your~~ Ref: your D.O. No.P.208 A2 dated 7-6-1951.

P 42 CF

I am desired to enclose a copy of my ~~letter~~ D.O. to Sri C.S. Krishnaswami Naidu No. 34034 H/50-4 dated 11.7.51.

(Yours sincerely,)

SRK
11.7.51

To
Dr. K. Vasudeva Rao,
M.D., F.R.C.P.(Edin.)
T.D.D.(Wales),
D.M.S., Madras-6
(with encl.)

Draft I

Health (H2) Dept.

D.O.Ref.No. 34034 H/50-7 Dt 11.7.51

Dear Rajaratnam,

~~Ref: Govt.Memo No.5697 H/49-26 dated 27-3-50.~~

Sub: Buildings - Govt. Medical Institutions, Mangalore - Gift of 'Lal Bagh' - Deed of gift - Execution and registration. Your letter D.Dis No 16851/50 Dt 15-5-51

I am ~~directed~~ desired to say that it is nearly year since the draft deed of gift received from the Govt. Solicitor, Madras, in respect of the property 'Lal Bagh' was forwarded to the D.M.S., with the request that the D.M.O. South Kanara might arrange in consultation with the Govt.Pleader, Mangalore, for the execution and registration of the deed by the donor Sri C.S.Krishnaswami Naidu and formally hand over the property to Govt. Till now the deed has not been executed and registered.

I am to request you to say whether any useful purpose will be served by keeping the matter open or whether the proposal might be dropped and the State Counsel, Madras, instructed to return the title deeds of the property in question to the donor. I am enclosing herewith a copy of the D.O. which I am sending to the donor ~~I have also separately addressed a D.O. to the donor and I am enclosing herewith~~

Yours sincerely,

29.6.51

SRK
2-7-51

To
Sri A.R. Rajaratnam, B.A.,
Collector of South Kanara,
Mangalore.
(with a copy of Draft I)

Please put up file. SRK 23.7.51.

FROM:-

Rao Sahob P.Ranganath Punja, B.A.,B.L., Vice-President
Advocate, "Rama Bhavan"
Kodialbail,
MANGALORE, 3. South Kanara.

Provincial Welfare Assn

To

Sri. S. R. Kaiwar, I.C.S.,
Secretary to Government,
Fort St. George,
MADRAS.

My dear Mr. Kaiwar,

I thank you for sending me a copy of your letter to Sri. C. S. Krishnaswamy Naidu, re: Gift of Lal Bagh to Government. I left for Bangalore on the 10th and returned only on the 18th instant and hence the delay in writing this reply. I and some friends were busy at Bangalore bringing the Honourable Ministers of Madras and Mysore to other, re: Supply of Electricity from Jog to South Kanara. I am glad to say that the agreement has been reached though it had been pending for four years.

I am glad that you have addressed a letter to Mr. Naidu. By a strange coincidence Mr.Naidu and myself approached you, as Collector, to forward his offer to Government and by an equally strange coincidence, you, and I, are now appealing to Mr.Naidu to fulfil his promise. ~~Our cause is good.~~ Let us hope that God will help us to fulfil a noble purpose whereby all three of us will have the satisfaction of having done our duty.

With kindest regards,

Enclosure:- Copy of my letter to Mr. Naidu.

I remain,
Yours sincerely,

P Ranganatha Punja

P. S. I find you have addressed your letter to Mr.Naidu to Chaliam via Feroke. Now only his son [illegible]

Sri. Babu Naidu lives there in their Fish Guano Factory.
Mr. Krishnaswamy lives at "Naidu Estate", Pankajapuram,
Kayarambedu Post, Via Guduvanchery, Chingleput District.
This place is about 36 miles South of Madras City and
approachable by car. If you get no reply till I come over
to Madras at the end of this or early next month we can
go to Mr. Naidu.

M A N G A L O R E)
)
20th July 1951)

MANGALORE, 20th July 1951.

My dear Mr. Krishnaswamy Naidu,

I believe you have received a letter dated 11th July from Mr. S. R. Kaiwar, I.C.S., Secretary, Public Health Department, regarding your gift of your Lal Bagh property to Government.

May I remind you of all that took place between you and me before you made that offer through me to Government. I was a stranger to you till then, but you told me that something within made you to catch up my suggestion, though you had been pondering long about commemorating your beloved son. I warned you against coming to a hasty decision and in spite of your offer on the spot, I wanted you to consult all your relatives before making such a magnificient gift and you followed my advice and came to me after consulting all those whom you wanted to consult. You were coming to me pretty often with a request to have the matter expedited. You know, probably better than me, what time it takes with a Government Department to get through its work and what formalities have to be gone through even in the case of a gift.

I really do not know, even now, what upset your even temperment in such matters of charity to the poor, in memory of your departed son. You told me that you told your relatives that it was his share that you were dedicating to noble service for the poor and the ailing, and they all agreed and so you made the offer of it. You assured me that once the gift was made, you would never retract and nothing in the world could alter your firm decision in such matters.

It is for you now to consider whether you would like to go forward and fulfil your promise or not. I do hope God will give you strength to rise up to the occasion and keep up your word. It was to Mr. Kaiwar that both of us went together. He was engaged that morning on a solemn ceremony of performing Sradha for his father and yet he agreed to come out to accept your offer and pass it on to Government.

It is a momentous decision you are called upon to take once more and I do hope you will fulfil your promise.

With best regards.

I remain,
Yours sincerely,

(True Copy) M Ranga Rao

M Mangalore Rao
Rama Bhavan
Car Street, Mangalore-S.K.

C.S.K Naidu's Estate,
Kayarambedu Post, Tambaram
Malabar Fisheries Company,
CHALIYAM, (Via Feroke.)

C. S. Krishnaswamy Naidu
MEMBER:
FISH COMMITTEE I. C. A. R.
GOVT. OF INDIA, NEW DELHI &
NATIONAL PLANNING COMMITTEE.

Dated, 24th July 1951

Dear Mr.Kaiwar,

H.4748 auto

D.O-Ref:No.34034 H/50-4 Health
dated.11th July 1951

36920

Thank you very much for your above letter.-

It is true that I had approached you with Mr.Punja and Mr.Adanthiah (Retired Director of Industries) and offered the Gift of my 'Lal Bagh Property at Mangalore) with a request to you to see that the Government of Madras accepted the same early and told Mr.Punja to work up at Madras for the early acceptance of the gift.- The Government of Madras have taken undue time to conclude the same thus causing irriration against me in my family. The Goverment Solicitor had stated in one of his letters that as long as I have a share in the ancestral property I have no right to make any gift and I am only a Manager of the Estate and subsequently Mr.A.B.Shetty who was the then Health Minister had written to me a Demi Official letter stating that I have a right to a 2/5th share only in the property and the consent of the holders of the 3/5th share has to be secured to materialise the gift otherwise the Government would not accept the Gift.

2/455

After all the above matters had taken place I got a letter stating that the Government Solicitor of Mangalore has opined that the gift may be accepted from me alone.

R/127

These contradictory statements puts in me no faith in the present Government's behaviour in the above matter and further my sons who were minors then except one have attained majority now are against my concluding the Gift saying that I have no right to make a Gift as a Manager of the family Estate.

Ever since I was attacked with T.B. I am not keeping good health to call on you and explain all the discrepancies and how the Gift offer has been spoiled.

I request you to be good enough to order for the return of documents and that I may be excused for all the trouble given by me to the Government.

For your information I may mention to you that my sons have agreed to start a T.B. Sanatorium of my own at my Estate (514 & odd Acre(about 7 miles distance from Tambaram (nearMadras) from the sale proceeds of the above property.

Thanking you.

Sincerely

Yours ~~faithfully~~,

Close this chapter.

With a G.O.. May be circulated.

SRK:
25.7.57

L.Dis. 19641/51.

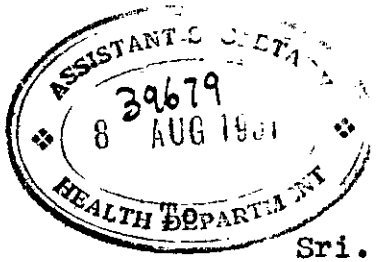
Collector's Office, South Kanara,
Mangalore, Dated 5- 8- 1951.

Dear Mr. Kaiwar,

Subject: BUILDINGS- Mangalore - Gift of Lal Bagh"-
Reference: D.O. letter No. 34034/H-50 7 dated 11- 7- 1951.

I have not been able to contact Sri. C.S. Krishnaswamy Naidu in person. I learn that he is still at his (C.S.K. Naidu's) Estate at Kayarambedu (via) Tambaram. I invite your attention to my letter D.Dis. 16851/50 dated 15- 5- 1951 submitted in reply to Government Memo No. 5697/H/49-26 Health dated 27- 6- 1950. On account of the absence of the gentleman from Mangalore, I am not able to do anything in the matter.

(P)/16/CF



Yours sincerely,
(A.R.Rajaratnam)

Sri. S.R.Kaiwar, M.A., I.C.S.,
Secretary to Government,
Health Department,
Fort St. George, Madras -9.

Health (Hrs)
The main file on the subject has been sent to Legal/Fin on 30.7.51 with a draft order. This may be added to that file, when it is received from Fin.

VR 10/8/51

Health (H2) Dept.

C.34034/50 R/169

Read:- G.O.No.3134, Health, dated 7-9-'50.
Govt. Memo.No.5697 H/49-26, dated 27-6-'50.
From the Collector of South Kanara, Ref. C.No.B4.16851/50 dated 5-10-'50.
" the D.M.S., Ref.No.208-A2 dated 30-10-50
" " D.M.S., D.O.Ref.No.208-A2/51, dated 19-1-'51.
" " Collector of South Kanara, Mangalore D.Dis.16851/50 dated 15-5-'51.
" " State Counsel, Madras, No.MVG/EM 9908/51 dated 21-6-'51.
" Sri C.S. Krishnan Naidu, dated 24-7-'51.

Sub:- Buildings - Govt. Medical Institutions, Mangalore - Gift of 'Lal Bagh' - Deed of gift - Execution and registration - Papers recorded.

G.O.Ms.No. 3447 Health, dated ~~5 th July~~ 5-10- 1951.

Recorded.

2. Govt. do not propose to take any further action in respect of the execution and registration of the deed of gift of the property 'Lal Bagh' by Sri C.S. Krishnaswami Naidu, in favour of the Govt., as ~~Sri Naidu~~ the donor has withdrawn his offer. ~~of the property to Govt.~~

3. The State Counsel, Madras, is requested to return the 19 documents mentioned in his letter cited, by registered post to Sri C.S. Krishnaswami Naidu, "C.S.K. Naidu's estate", Kayarambedu Post, Tambaram, and get an acknowledgement from him for the receipt of the documents.

4. In view of the foregoing orders, the sanction accorded in G.O.Ms 3134 Health dated 7-9-50 for the incurring of recurring and non-recurring expenditure connected with the maintenance of a separate hospital at Mangalore withdrawn.

SR 27-7-51

MVR 28-7-51

SRK 30-7-51.

To
The D.M.S.
" Collector of South Kanara, Mangalore.
" State Counsel, for the Govt. of Madras, 337, Thambu Chetty St., Madras.
Sri C.S. Krishnaswami Naidu, "C.S.K. Naidu Estate", Kayarambedu Post, Tambaram.
Sri P.R. Ranganatha Punja, B.A., B.L., Advocate, "Rama Bhavan", Kodialbail, ~~Bail~~, Mangalore-3, (S.Kanara).
2 sch to AG (through Fin).

C-34034/50

Health (H2) Dept.

R/161 CF

p.3 CF

p.7 CF

p.21 CF

11-34-35 CF

Read: ~~Memo No.5697 H/49-26 dated 27-6-50.~~

From the Collector of South Kanara, Ref.C.No B4.16851/50 dated 5-10-50.

From the D.M.S., Ref.No.208-A2 dated 30-10-50

From the D.M.S., D.O.Ref.No.208-A2/51 dated 19-1-51.

From the Collector of South Kanara, Mangalore, D.Dis.16851/50 dated 15-5-51.

Sub: Buildings - Govt. Medical institutions - Mangalore - Gift of 'Lal Bagh' - Deed of gift - Execution and registration.

p.16 CF

Govt 3134 Health (R) 7-9-50

value of the property is Rs 1.98 lakhs p.15 CF (R)

JR 27/9/50

In June 1950 the draft deed of gift ~~received~~ prepared by ~~from~~ the Govt. Solicitor, Madras, in respect of the property 'Lal Bagh' belonging to Sri C.S. Krishnaswamy Naidu at Mangalore, was forwarded to the D.M.S., and he was requested to send it to the D.M.O. South Kanara with instructions to arrange in consultation with the Govt.Pleader, Mangalore, for the early execution and registration of the deed by the donor, Sri C.S. Krishnaswamy Naidu, and for the formal handing over of the property to Govt. for hospital purposes. The D.M.S., was also requested to submit a report to Govt. as soon as the property was handed over to Govt. by the donor.

2. The execution and registration of the deed of gift has not been completed till now. Please see pp.3, c/f the previous Secretary's note on page 15 c.f., page 21 c.f. and the letter since received from the Collector of South Kanara at pp.34-37 c.f. Sri P.R. Ranganatha Punja, B.A.,B.L., of Mangalore, the mediator in this affair, in his letter to the Collector of South Kanara, has stated that because the Govt. delayed confirming the gift and not acknowledged a letter written in July'49 of the donor, the donor wrote in Septr.1949 withdrawing his gift. It is subd. that there ~~has~~ was ~~been~~ considerable risk involved in accepting the offer and the Govt. were not in a position to come

p.34

'Z' at p 37 CF

R/93&101 CF

pages 16, 17, 24, 27, 28 (R)

to a very quick decision. The letters at pp. 93 and 101 c.f. and the reply from Govt. to the donor at page 111 c.f. and the orders in circulation at pp. 24, 27-28 N.F. of G.O.Ms.No. 3134 Health dated 7-9-50. may be perused.

(R)

With reference to the portion 'x' at page ~~31~~ 37 c.f. of the letter of Sri P.R.R.Punja, The D.M.S., in his D.O. dated 19-1-51 has already informed Govt. that Sri Punja who was to have contacted him and taken him to the residence of the donor, who was said to be living at Guduvancheri (Chingleput Dt.), that ~~he~~ Sri Punja did not contacted him (D.M.S.), obviously as he was not able to meet the donor. p.21 CF

3. It is for orders, whether another attempt ~~can~~ may be made and the suggestion of the Collector of South Kanara ~~of~~ accepted ie., the D.M.S., contacting the donor in his Kairambedu Estate, Guduvancheri(Chingleput Dt.) which is 36 miles from the city, and the donor pursuaded to execute and register the deed of gift.

SR 22.5.51 The D.M.S is at Coimbatore. Secy may perhaps discuss this subject with the D.M.S after his return to the head-quarters

MM 22.5.51

VR 22-5-51

Seen. I am not sure I can do anything about this.

SRK 23.5.51

It is understood from the office of the D.M.S., that the D.M.S., is returning from tour ~~tomorrow~~ on the morning of the 26th instant. Secretary may perhaps discuss with him re: the suggestion of the Collector of South Kanara at 'x' above. If it is not possible for the D.M.S., to contact the donor,

the Collector of South Kanara may be requested to meet the donor, when he goes to Mangalore next, along Sri P.R.Ranganatha Punja of Mangalore, the mediator in this matter and Mr.Someskara Rao (donor's legal adviser). Mr.Punja has mentioned in his letter at page 37 c.f. that the donor has told him "that once he makes a promise he will never withdraw and that is his nature".

SIZ 25-5-51 VR 25/5/51

MVR 25.5.51

suggest that we need not take any further action on this. Govt. cannot compel anyone to make a gift.

SRK 25.5.51

P. 38 cf [Issued Memo No. 34034 H/50 dt 29-5-51 to the State Counsel, Madras.

From the State Counsel, No. HVG/EIC/9908/51 dt 21-6-51

The D.M.S. and the Collector of South Kanara may be informed that the Govt. do not propose to take any action in the matter. The title deeds of the property (nineteen in number) now with the State Counsel may also be returned to the donor.

pages 44-46 cf

A draft memo. is submitted for approval. [After issue, the papers may be ~~filed with G.O. 3134, Health, dated 7-9-50~~ recorded] The case may be circulated to Hon. (Health).

R

SIZ 25.6.51 MVR 25.6.51 VR 26-6-51

P 1/67 cf

G.O. Ms No. 3134 Hth 7. 9. 1950

— Have any expns been incurred and any patients moved

Pl ask DHS to Collr by D.O
before we drop this project
A.D.O also to Mr. Punja as indicated + Sri C.S.K. Naidu
SRK
27.6.51

Govt. have issued orders in G.O.Ms.No.3134 Health dated 7-9-50 that about 30 inpatients from the H.Q.Hl. Mangalore might be transferred to 'Lal Bagh' after the property has been handed over to Govt. by the donor. In Memo No.5697 H/49-26 dated 27-6-50 the draft deed of gift received from the Govt. Solicitor (now D.M.S.) in respect of the property was sent to the S.G., with the request that the D.M.O., South Kanara, in consultation with the Govt. Pleader, Mangalore, arrange for the early execution and registration of the deed by the donor and for the formal handing over of the property to Govt. ~~xxxxx~~. The donor has not so far executed the deed of gift. In the circumstances, no expenditure would have been incurred and the patients moved to 'Lal Bagh'.

R/1617/F

R/1611/F

P344

M

2. As desired by Secretary, drafts D.Os to the D.H.S., Collector of S.Kanara, Mr.Punja and to Sri C.S.K. Naidu are submitted for approval.

SR
29.6.51
MM
29/6/51

VR
30.6.51

Pl see
SRK
2/7/51

Letters see clear copies of all three drafts as amended by me first. I want to consider this further.
SRK

Subd.

Clean copies of the first three drafts, as amended by Secretary, are placed below.

SR 10.7.51

VR 11-7-51

Sd/- 10/7/51

Sd/- SRK 11.7.51.

(Issued D.O. I/50-4 dated 11-7-51 to Sri Krishnaswami Naidu)

-do- -do- -5 dated 11-7-51 to Sri Ranganatha Punja..

-do- -6 dated 11-7-51 to the Director of Medl.Services.

-do- -7 dated 11-7-51 to the Collector of South Kanara.

From Sri P.R. Ranganatha Punja, Mangalore, dated 20-7-51.

With reference to the orders of Secy., on page 55 c.f. the file is put up. It is ~~understood~~ seen from the letter of Sri P.R.Ranganatha Punja, that the donor Sri Krishnaswami Naidu is living at his estate in Pankajapuram, 36 miles South of Madras ~~city~~, and that his son Sri Babu Naidu is living at Chaliam via Feroke. Sri Ranganatha Punja has also addressed a separate letter to ~~Mr.~~ Sri Naidu, recalling ~~back~~ to his mind his assurance that once the gift of 'Lal Bagh' was made, he would never go back against it.

2. It is hoped that the Secretary's D.O. dated 11-7-51 addressed to Sri Krishnaswami Naidu to his ~~old~~ address at Chaliyam via Feroke would have been redirected by his son to the 'Naidu Estate', Pankajapuram, Kayarambedu post. It is for orders whether a copy of the D.O. may be sent to ~~Mr.~~ Sri Naidu

Naidu to the address given by Sri Ranganatha Punja or whether the case may lie over till Sri Ranganatha Punja meets Secretary when he goes over here at the end of this month or early in August.

SR 24-7-51
VR 24-7-57
MVR 24/7/51

~~A copy may be sent.~~

Reply has been received. Being sent

SKK 25.7.51

(From Sri C.S. Krishnaswami Naidu, Kayarambedu post, Tambaram, dated 24-7-51.

Please see the reply from Sri C.S. Krishnaswami Naidu on pp.59-60 c.f. to the D.O. at pp.47-48 c.f. In the circumstances stated by the donor, the Govt. need not take any further action in the matter and the papers may be recorded. The State Counsel, Madras, may also be requested to return the 19 documents mentioned in his letter at pp.44-46 c.f. by registered post to Sri C.S. Krishnaswami Naidu, and get an acknowledgment from him for the receipt of the documents.

2. A draft order is subd. The case may be circulated to H.M. (Health) for approval of the draft order. Fin may see prior to circula

SR 27-7-51
VR 28-7-57
MVR 28.7.51

~~Here is a case where~~ This gentleman got a very petty amount in a family partition years and years ago. Due to his own efforts he built up a big business organisation and amassed a large amount of wealth. When he offered one of his

acquired

acquired property to the Government, the Government or the Government Solicitor raised the question of his competency to alienate. The result of it is, the minor sons who became majors in the interval, ~~not~~ apparently have put forth a claim against the father and the father now thinks it is not worth while going through with the deed of gift, particularly when the sons in whose heads these ideas have been put are not willing to confirm the gift.

2. I have often been wondering why Hindus, as a rule, prefer to build temples and not endow Public institutions like Colleges or Schools. Every time an endowment is made, the question of competency to alienate will be raised and a few examples like this, I am sure, would discourage the others from venturing on a thing of this kind; whereas in the case of a temple, the temple authorities apparently are quite prepared to run the risk of a subsequent challenge and take what is given to them.

3. It might have been a wiser policy in this case to have accepted the gift and run the hospital without incurring much capital expenditure until Government perfected their title by 12 years of adverse possession, or whatever longer limitation period that might have applied to this case in view of the existence of the minors. I think the issue is sufficiently important for this question to be considered separately and confidential instructions issued to the Departments when dealing with gifts of a similar nature.

4. I can well understand the extreme irritati caused in this case, because I myself have been subje to similar irritations, from time to time.

SRK
30.7.51

ASSISTANT SECRETARY 12804 31 JUL 1951 LEGAL DEPARTMENT

* para 3 above
Health Dept. no. 34036/50-8H, * Legal / Fin

Legal

This dept agrees with the Health-
secy that the question referred to
at A on the previous page may be
taken up separately.
As the question is largely one of
policy, this dept would like
to offer its remarks only after
the administrative depts have
~~finished~~ expressed their views.

K Celk
3/9/57

Finance

Legal no 12804/57-1
4/9/57.

Finance(Accounts)Deptt.

The file deals with the question of execution, and registration of the deed of gift of the property 'Lal Bagh', belonging to Sri C.S.Krishnaswami Naidu at Mangalore, in favour of the Govt.

The notes of Health on pages 1-7 above, which examine the case may be perused. As Sri C.S.K.Naidu has since withdrawn his offer, Health do not propose to take any further action in respect of the execution and registration of the deed of the property 'Lal Bagh'. It is stated, that no expenditure would have been incurred in this

SENIOR ASSISTANT SECRETARY, FINANCE DEPARTMENT
6428
4-SEP 1951 Accts
6
GOVERNMENT OF MADRAS

9 57

N on f- A

connection, since the donor has not so far executed the ~~xxxdx~~ deed of the gift. Finance may agree. The draft order below may be perused.

~~With reference to the point raised at 'A' on page 7 above, Health may be requested to offer its remarks in the first instance as stated by Legal on page 8 above.~~

Health

Health (H2) Dept.

Legal and Finance departments have seen the case. The draft order placed below may be issued after approval by H.C.M.

2. 'A' on page 7 ante may be taken ~~up~~ after the draft order is issued.

HM (Agric) may like to see for information

SRK
27.9.51

HM. (H) ✓

HM (Agric) ✓